

1 hearing, establish maximum permissible levels of noise emission for
2 each category established; and

3 (5) Adopt, after appropriate public notice and hearing,
4 standards for the control of noise emissions which shall be
5 enforceable by order of the department.

6 NEW SECTION. Sec. 3. No person may emit, cause the emission
7 of, or permit the emission of noise in excess of the levels fixed
8 therefor by the department of social and health services pursuant to
9 section 2 of this act.

10 NEW SECTION. Sec. 4. The department of social and health
11 services shall have the power to investigate complaints regarding
12 excessive noise emission, to hold hearings, to issue orders, to make
13 rules, to impose sanctions, and to do any other thing necessary to
14 carry out the policies of the state as set forth in sections 1
15 through 6 of this act.

16 NEW SECTION. Sec. 5. The department of social and health
17 services shall have the further power to bring injunction proceedings
18 in the manner provided by chapter 7.40 RCW against any violation of
19 sections 1 through 6 of this act or rules or orders made thereunder.

20 NEW SECTION. Sec. 6. Violation of sections 1 through 5 of
21 this act, or rules or orders made thereunder, shall be a misdemeanor
22 and shall be punishable, upon conviction, by a fine of not more than
23 one hundred dollars. Each day of violation shall be considered a
24 separate offense.

25 NEW SECTION. Sec. 7. This act is necessary for the immediate
26 preservation of the public peace, health, and safety, the support of
27 the state government and its existing public institutions, and shall
28 take effect immediately.

29 NEW SECTION. Sec. 8. Sections 1 through 6 of this act shall
30 be added to chapter 18, Laws of 1970 ex. sess. and to chapter 43.20A
31 RCW.

SENATE BILL NO. 3076

State of Washington
43rd Legislature
3rd Extraordinary Session

By Senators Dore, Mardesich
and Day

Read first time January 17, 1974, and referred to Committee on ECOLOGY.

1 AN ACT Relating to noise abatement and control; adding new sections
2 to chapter 18, Laws of 1970 ex. sess. and to chapter 43.20A
3 RCW; providing penalties; and declaring an emergency.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

5 NEW SECTION. Section 1. The legislature finds that
6 inadequately controlled noise adversely affects the health, safety,
7 and welfare of the people; the enjoyment and quality of life; and the
8 use and value of property. There is a need, therefore for an
9 expansion of efforts state-wide directed toward the abatement and
10 control of noise. To carry out this purpose, it is desirable to
11 centralize in the department of social and health services, office of
12 environmental health programs, the authority to adopt reasonable
13 state-wide standards for noise emissions permitted within this state
14 and to implement and enforce compliance with such standards.

15 NEW SECTION. Sec. 2. In accordance with the applicable
16 provisions of chapter 34.04 RCW the department of social and health
17 services, office of environmental health programs, shall promulgate
18 reasonable rules relating to the control of levels of noise emitted
19 into the environment of this state and including the following:

20 (1) Establish categories of noise emission sources, including
21 the categories of motor vehicles and aircraft;

22 (2) Establish requirements and specifications for equipment to
23 be used in the monitoring of noise emissions;

24 (3) Adopt procedures for the collection, reporting,
25 interpretation, and use of data obtained from noise monitoring
26 activities;

27 (4) Investigate and, after appropriate public notice and